

## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

WELCH ALLYN, INC.,

Plaintiff,

-VS-

**OBP MEDICAL CORPORATION** 

Defendant.

## STIPULATION OF DISMISSAL WITH PREJUDICE

Civil Action No. 5:14-cv-01122-TJM-DEP; 5:16-cv-538-TJM-DEP

attorneys of record for plaintiff Welch Allyn, Inc. and defendant OBP Medical Corporation, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, that this case, including all claims and defenses of both parties, should be dismissed with prejudice, and that all rights of appeal of all claims and defenses of both parties, are waived, with each party to bear its own costs and attorneys' fees.

## BARCLAY DAMON LLP

By: of berfor ( ) Josh (and)

Douglas J (Mash (511889) Jason S. Nardiello (107138) John D. Cook (511491) Bella S. Satra (518204)

Office and Post Office Address Barclay Damon Tower 125 East Jefferson Street Syracuse, NY 13202

Telephone:

(315) 425-2700

E-Mail: dnash@barclaydamon.com

COWAN, LIEBOWITZ & LATMAN, P.C.

By: \_\_\_\_\_

J. Christopher Jensen (507753) Mark Montague (519053)

Office and Post Office Address 114 West 47<sup>th</sup> Street New York, New York 10036-1525 Telephone: (212) 790-9200 E-Mail: joj@cll.com

Ashley D. Hayes (511333)
James P. Youngs
Hancock Estabrook, LLP
1500 AXA Tower I
100 Madison Street
Syracuse, New York 13202
Telephone: (315) 565-4500
E-Mail: ahayes@hancocklaw.com

David E. Lurie, Esq.
Elizabeth Page Wilkins, Esq.
One McKinley Square
Boston, Massachusetts 02109
Telephone: (617) 367-1970
E-Mail: dlurie@luriefriedman.com

Attorneys for Plaintiff Welch Allyn, Inc.

Attorneys for Defendant
OBP Medical Corporation

IT IS SO ORDERED.

Dated: UCT. 6

Binghamton, New York

, 2017

Hon. Thomas J. McAvoy

Senior U.S. District Judge